

MAIL STOP PCT
PATENT
2502-1086

IN THE U.S. PATENT AND TRADEMARK OFFICE

Applicant: Tiziano BAREA Confirmation No. 5712
Serial No.: 10/547,667 Art Unit: 2856
Filed: September 2, 2005
For: DEVICE FOR MONITORING THE FLOW OF A FLUID FLOWING THROUGH OR
FROM A CONDUIT, SUCH AS A LUBRICANT, AND THE MONITORING
METHOD IMPLEMENTED BY THE DEVICE

RESPONSE TO NOTIFICATION OF MISSING REQUIREMENTS

Assistant Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

May 10, 2006

Sir:


In response to the accompanying Notification of Missing Requirements mailed April 24, 2006, attached are copies of a Transmittal Letter and the inventors' executed Declaration previously filed in the U.S. Patent and Trademark Office (USPTO) on March 15, 2006. As proof of filing, also attached is a copy of the receipt postcard date-stamped by the USPTO. Applicants are, therefore, entitled to a filing date of March 15, 2006, and issuance of a filing receipt and Notice of Acceptance confirming such a filing date is respectfully requested.

The required surcharge under 37 C.F.R. §1.492(e) was paid at the time the present application was filed. No additional fee is believed to now be due. However, if necessary during prosecution, Applicants hereby request any required extension of the time not otherwise requested and hereby authorize the Commissioner to charge any prescribed fees not otherwise provided for, including application processing, extension, and extra claims fees, to Deposit Account No. 25-0120.

Respectfully submitted,

YOUNG & THOMPSON

BY:


Benoit Castel, #35,041

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UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE
 United States Patent and Trademark Office
 Address: COMMISSIONER FOR PATENTS
 P.O. Box 1450
 Alexandria, Virginia 22313-1450
 www.uspto.gov

| U.S. APPLICATION NUMBER NO. | FIRST NAMED APPLICANT | ATTY. DOCKET NO. |
|-----------------------------|-----------------------|------------------|
| 10/547,667 | Tiziano Barea | 2502-1086 |

INTERNATIONAL APPLICATION NO.

PCT/EP04/01796

I.A. FILING DATE

02/24/2004

PRIORITY DATE

03/04/2003

466
 YOUNG & THOMPSON
 745 SOUTH 23RD STREET
 2ND FLOOR
 ARLINGTON, VA 22202

CONFIRMATION NO. 5712

371 FORMALITIES LETTER



OC000000018596406

Date Mailed: 04/24/2006

NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as a Designated / Elected Office (37 CFR 1.495).

- Indication of Small Entity Status
- Copy of the International Application filed on 09/02/2005
- Copy of the International Search Report filed on 09/02/2005
- Copy of IPE Report filed on 09/02/2005
- Preliminary Amendments filed on 09/02/2005
- Information Disclosure Statements filed on 09/02/2005
- Request for Immediate Examination filed on 09/02/2005
- U.S. Basic National Fees filed on 09/02/2005
- Priority Documents filed on 09/02/2005

The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date.

ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTHS FROM THE DATE OF THIS NOTICE OR BY 32 MONTHS FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

*A copy of this notice **MUST** be returned with the response.*

ANITA D JOHNSON

Telephone: (703) 308-9140 EXT 226

PART 1 - ATTORNEY/APPLICANT COPY

| U.S. APPLICATION NUMBER NO. | INTERNATIONAL APPLICATION NO. | ATTY. DOCKET NO. |
|-----------------------------|-------------------------------|------------------|
| 10/547,667 | PCT/EP04/01796 | 2502-1086 |

FORM PCT/DO/EO/905 (371 Formalities Notice)

Date: March 15, 2006
Jacket No. 2502-1086

THE STAMP OF THE PATENT OFFICE MAIL HEREON
ACKNOWLEDGES THE RECEIPT OF THE BELOW-IDENTIFIED
DOCUMENT ON THE DATE INDICATED BY SUCH STAMP.

In re: Tiziano BAREA

Serial No. 10/547,667

Filed: September 2, 2005



Title: **DEVICE FOR MONITORING THE FLOW OF A FLUID
FLOWING THROUGH OR FROM A CONDUIT, SUCH AS A
LUBRICANT, AND THE MONITORING METHOD IMPLEMENTED
BY THE DEVICE**

1. Transmittal Letter to the United States Designated/Elected Office
Concerning a Filing under 35 U.S.C. 371 (Second Submission)
2. Executed Declaration

BC/pmt

| | | |
|--|---|---|
| TRANSMITTAL LETTER TO THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US) CONCERNING A FILING UNDER 35 U.S.C. 371 | | Att v Docket No. 21 1086 U.S. Application No. 10/547,667 |
| INTERNATIONAL APPLN. NO. PCT/EP2004/001796 | INTERNATIONAL FILING DATE February 24, 2004 | INTERNATIONAL APPLN. NO. PCT/EP2004/001796 |
| TITLE OF INVENTION: DEVICE FOR MONITORING THE FLOW OF A FLUID FLOWING THROUGH OR FROM A CONDUIT, SUCH AS A LUBRICANT, AND THE MONITORING METHOD IMPLEMENTED BY THE DEVICE | | |
| APPLICANT(S) FOR DO/EO/US: Tiziano BAREA | | |
| Applicant herewith submits to the United States Designated Elected Office (DO/EO/US) the following items and other information: | | |
| <ol style="list-style-type: none"> 1. <input type="checkbox"/> This is a FIRST submission of items concerning a filing under 35 U.S.C. 371. 2. <input checked="" type="checkbox"/> This is a SECOND or SUBSEQUENT submission of items concerning a filing under 35 U.S.C. 371. 3. <input type="checkbox"/> This is an express request to begin national examination procedures (35 U.S.C. 371(f)). The submission must include items (5), (6), (9) and (21) indicated below. 4. <input type="checkbox"/> The US has been elected (Article 31). 5. <input type="checkbox"/> A copy of the International Application as filed (35 U.S.C. 371 (c)(2)) <ol style="list-style-type: none"> a. <input type="checkbox"/> is attached hereto (required only if not communicated by the International Bureau). b. <input type="checkbox"/> has been communicated by the International Bureau. See attached PCT/IB/308. c. <input type="checkbox"/> is not required, as the application was filed in the United States Receiving Office (RO/US). 6. <input type="checkbox"/> An English language translation of the International Application as filed (35 U.S.C. 371 (c)(2)) <ol style="list-style-type: none"> a. <input type="checkbox"/> is attached hereto. b. <input type="checkbox"/> has been previously submitted under 35 U.S.C. 154(d)(4). 7. <input type="checkbox"/> Amendments to the claims of the International Application under PCT Article 19 (35 U.S.C. 371 (c)(3)) <ol style="list-style-type: none"> a. <input type="checkbox"/> are attached hereto (required only if not communicated by the International Bureau). b. <input type="checkbox"/> have been communicated by the International Bureau. c. <input type="checkbox"/> have not been made, however, the time limit for making such amendments has NOT expired. d. <input type="checkbox"/> have not been made and will not be made. 8. <input type="checkbox"/> An English language translation of the amendments to the claims under PCT Article 19 (35 U.S.C. 371 (c)(3)). 9. <input checked="" type="checkbox"/> An oath or declaration of the inventor(s) (35 U.S.C. 371(c)(4)) 10. <input type="checkbox"/> A Declaration of Inventorship for purposes of U.S.A. designation pursuant to rule 4.17(iv).) 11. <input type="checkbox"/> An English language translation of the annexes of the International Preliminary Examination Report under PCT Article 36 (35 U.S.C. 371(c)(5)). <p>Items 12 to 23 below concern document(s) or information included:</p> <ol style="list-style-type: none"> 12. <input type="checkbox"/> Information Disclosure Statement (IDS) w/PTO-1449 - <input type="checkbox"/> Copy of IDS citations. - <input checked="" type="checkbox"/> PCT/ISA/210 International Search Report included 13. <input type="checkbox"/> Assignment Papers (cover sheet & document(s)). 14. <input type="checkbox"/> A preliminary amendment. 15. <input type="checkbox"/> An Application Data Sheet under 37 C.F.R. 1.76. 16. <input type="checkbox"/> Itemized Return Receipt Postcard 17. <input type="checkbox"/> Abstract 18. <input type="checkbox"/> A substitute specification. 19. <input type="checkbox"/> Power of Attorney and Statement under 37 CFR §3.73(b) <ol style="list-style-type: none"> a. <input type="checkbox"/> Newly executed Power of Attorney b. <input type="checkbox"/> A change of Power of Attorney and/or change of address letter. 20. <input type="checkbox"/> A computer-readable form of the sequence listing in accordance with PCT Rule 13ter.2 and 37 CFR 1.821 - 1.825. 21. <input type="checkbox"/> A second copy of the published international application under 35 U.S.C. 154(d)(4). 22. <input type="checkbox"/> A second copy of the English language translation of the international application (35 U.S.C. 154(d)(4)). 23. <input type="checkbox"/> Other items or information: _____ | | |

| | | |
|--|---|--|
| U.S. APPLICATION NO. 10/547,667 | INTERNATIONAL APPLN. NO. PCT/EP2004/001796 | JOURNEY DOCKET NO. 2502-1086 |
| <input type="checkbox"/> Applicant claims small entity status. See 37 CFR 1.27. <input type="checkbox"/> The following fees are submitted: <p style="text-align: center;">PCT FEES - NATIONAL STAGE</p> | | CALCULATIONS PTO USE ONLY |
| <u>Fee Description</u> | | |
| Basic National Stage Fee | | |
| Non ISA/US Search Provided | National Stage Search Fee | |
| <input type="checkbox"/> US was the IPEA And all claims satisfied the provisions of PCT Article 33 (1)-(4) | National Stage Examination Fee | |
| Surcharge of \$130.00 for furnishing the oath or declaration later than <input type="checkbox"/> 20- <input checked="" type="checkbox"/> 30 months from the earliest claimed priority date (Fee Code 1617/2617) | | |
| National Stage Application size fee each additional 50 sheets in excess of 100 Fee Code 1681/2681 | Additional Sheets - 100 = _____ = _____ X <div style="text-align: center;">50</div> | Fee From Below \$125.00 \$0.00 |
| CLAIMS | NUMBER FILED | NUMBER EXTRA |
| Independent Claims Fee Codes 1614 / 2614 | 1 - 3 = | 0 |
| Total Claims Fee Codes 1615 / 2615 | 7 - 20 = | 0 |
| MULTIPLE DEPENDENT CLAIM(S) (if applicable) Fee Code 1616 / 2616 | | + \$360.00 |
| Processing fee of \$130.00 for furnishing the English translation later than <input type="checkbox"/> 20 <input type="checkbox"/> 30 months from the earliest claimed priority date (37 CFR 1.492(f)). Fee Code 1618 | | \$0.00 |
| Fee for recording the enclosed assignment (37 CFR 1.21(h)). (Fee code 8021) \$40.00 per property | | + \$0.00 |
| TOTAL FEES ENCLOSED = | | |
| | | Amount to be refunded: \$ |
| | | Charged: \$ |
| <input type="checkbox"/> A check in the amount of \$ _____ to cover the above fees is attached. <input type="checkbox"/> The Director is hereby authorized to charge indicated fees and credit any overpayment to Deposit Account No. 25-0120 in the name of Young & Thompson. A duplicate copy of this sheet is enclosed. <input type="checkbox"/> The Director is hereby authorized in this, concurrent, and future replies, to charge payment or credit any overpayment to Deposit Account No. 25-0120 for any additional fee required under 37 C.F.R. §§ 1.16 or 1.17. | | |
| SEND ALL CORRESPONDENCE TO: YOUNG & THOMPSON 745 South 23 rd Street Arlington, VA 22202 Telephone: (703) 521-2297 Facsimile: (703) 685-0573 Y&T Customer No. 00466 BC/pmt | | <div style="text-align: right; margin-bottom: 10px;"> SIGNATURE </div> <div style="text-align: right; margin-bottom: 10px;"> Benoit Castel, Reg. No. 35,041 NAME, REGISTRATION NUMBER </div> <div style="text-align: right;"> March 15, 2006 DATE </div> |